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7 **UNITED STATES BANKRUPTCY COURT**
8 **DISTRICT OF NEVADA**

9 In re:

Case No.: BK-N-11-51818-btb
10 Chapter 13

11 JOHN D. GESSION,

12 Debtor.

DECLARATION OF COUNSEL IN SUPPORT
OF EX PARTE APPLICATION FOR ORDER
SHORTENING TIME

13 Hearing Date: OST
14 Hearing Time: OST

15 /
16 I, TRICIA M. DARBY, hereby declare under penalty of perjury the following:

17 1. I am an attorney with Darby Law Practice, Ltd (“Darby Law Practice”). Darby Law
18 Practice is counsel of record to John D. Gessin (“Debtor”) in the above-captioned Chapter 13
19 Bankruptcy proceeding.

20 2. On June 2, 2011, Debtor filed a voluntary petition under Chapter 13 of the Bankruptcy
21 Code.

22 3. Debtor appeared at his 341 Meeting of Creditors on July 15, 2011. Debtor’s 341
23 Meeting was continued to August 26, 2011. Debtor did not appear at his continued 341 Meeting
24 because of complications relating to an eye surgery. Debtor’s 341 Meeting was continued to
25 September 9, 2011. Debtor did not appear due to his desire to have his case dismissed.

4. On September 11, 2011, Darby Law Practice filed the Motion to Withdraw as Counsel of Record for the Debtor (“Motion to Withdraw”).

5. Debtor desires to dismiss his Chapter 13 bankruptcy, so he can work with his creditors outside of the bankruptcy. As a result, Darby Law Practice's services are no longer required.

6. To preserve the interests and rights of the bankruptcy estate and to timely allow the Debtor to work with his creditors outside of the bankruptcy, it is respectfully requested that this Motion to Withdraw is heard on shortened time.

DATED this 14th day of September, 2011.

By: _____
TRICIA M. DARBY, ESQ.